

108TH CONGRESS
1ST SESSION

H. R. 774

To amend the Electronic Fund Transfer Act to prohibit any operator of an automated teller machine that displays any paid advertising from imposing any fee on a consumer for the use of that machine, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 13, 2003

Mr. ANDREWS introduced the following bill; which was referred to the
Committee on Financial Services

A BILL

To amend the Electronic Fund Transfer Act to prohibit any operator of an automated teller machine that displays any paid advertising from imposing any fee on a consumer for the use of that machine, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Access to Money
5 (ATM) Act of 2003”.

1 **SEC. 2. PROHIBITION ON USER FEES FOR AUTOMATED**
2 **TELLER MACHINES THAT CARRY PAID AD-**
3 **VERTISING.**

4 The Electronic Fund Transfer Act (15 U.S.C.
5 1693 et seq.) is amended—

6 (1) by redesignating sections 918, 919, 920,
7 and 921 as sections 919, 920, 921, and 922, respec-
8 tively; and

9 (2) by inserting after section 917 the following
10 new section:

11 **“SEC. 918. FEES.**

12 “(a) IN GENERAL.—If an automated teller machine
13 or other cash dispensing machine at which a consumer
14 may initiate an electronic fund transfer displays any ad-
15 vertising on the screen of such machine, whether in the
16 form of a banner or a trailer or in any other format, for
17 which the operator of such machine has received any pay-
18 ment or other financial benefit, no fee may be imposed
19 on the consumer with respect to such transaction by the
20 operator of such machine, whether or not the consumer
21 maintains an account with the operator.

22 “(b) EXCEPTION FOR DIRECT ADVERTISING BY THE
23 OPERATOR AND PUBLIC SERVICE ANNOUNCEMENTS.—
24 Subsection (a) shall not apply with respect to—

25 “(1) advertising relating to products or services
26 provided by the operator of an automated teller ma-

- 1 chine or cash dispensing machine referred to in such
- 2 subsection or by any affiliate of such operator; or
- 3 “(2) any public service announcement.”.

